

2005 DRAFTING REQUEST

Bill

Received: **12/07/2005**

Received By: **csundber**

Wanted: **As time permits**

Identical to LRB:

For: **Thomas Nelson (608) 266-2418**

By/Representing:

This file may be shown to any legislator: **NO**

Drafter: **csundber**

May Contact:

Addl. Drafters:

Subject: **Trade Regulation - other**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Nelson@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Require rebates be fulfilled in 30 days

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	csundber 12/12/2005	lkunkel 12/15/2005		_____			
/1	csundber 12/16/2005	lkunkel 12/16/2005	jfrantze 12/15/2005	_____	lemery 12/15/2005		
/2	csundber 12/19/2005	jdyer 12/20/2005	jfrantze 12/16/2005	_____	mbarman 12/16/2005		
/3			rschluet	_____	sbasford	sbasford	

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
			12/20/2005 _____		12/20/2005	12/21/2005	

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12/16/05 12/16/05
J
12/16/05
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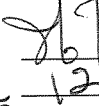

Topic:

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/?	csundber	1/mk 12/5	 12/15	 12/15	 12/15		

FE Sent For:

<END>

12/7

Rep. Nelson:

Draft a bill that requires a retailer
to complete a rebate in 30 days.

- not manufacturers

2005 - 2006 LEGISLATURE

In: 12/12/05

Due: Friday 12/16

4207/1

LRB-0687/T

CTS:lmk&jld:pg

STAYS

RMNR

2005 ASSEMBLY BILL 502

June 17, 2005 - Introduced by Representative SCHNEIDER. Referred to Committee on Small Business.

1 **AN ACT to create** 100.179 of the statutes; **relating to:** prohibiting certain rebate
2 and refund offers.

retailer ensures that the
buyer receives the refund or
rebate within 30 days after
satisfying the conditions of the
retailer's offer

Analysis by the Legislative Reference Bureau

→ This bill prohibits a retailer or manufacturer from offering a refund or rebate to a buyer in this state, unless the buyer receives the refund or rebate at the time and place of the sale.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

③ ; deadline for fulfillment

3 **SECTION 1.** 100.179 of the statutes is created to read:

4 **100.179 Mail-in rebates prohibited.** No retailer or manufacturer may offer
5 to refund or rebate to a buyer in this state all or a portion of the sale price of goods
6 unless the retailer or manufacturer gives the refund or rebate to the customer at the
7 time and place of the sale.
8 ensures that the buyer receives

SECTION 2. Effective date.

within 30 days after the buyer
satisfies the conditions of the
retailer's offer

ASSEMBLY BILL 502

1 (1) This act takes effect on the first day of the 6th month beginning after the
2 effective date of this subsection.

3 SECTION 3. Initial applicability.

4 (1) This act first applies to sales of goods occurring on the effective date of this
5 subsection.

6 (END)

12/16

Sara Dauscher / Nelson

Redraft LRB-9207

Add requirement that retailers allow a customer 30 days to satisfy rebate requirements



State of Wisconsin
2005 - 2006 LEGISLATURE

lu: 12/16/05
Due: soon

LRB-4207/1
CTS:lmk&jldj
2
BWR
Stays

2005 BILL

allows the buyer 30 days after purchasing the goods to satisfy the conditions of the retailer's offer and

✓ R. Rehm

→ 1 AN ACT to create 100.179 of the statutes; relating to: prohibiting certain rebate
2 and refund offers. regulating

Analysis by the Legislative Reference Bureau

→ This bill prohibits a retailer from offering a refund or rebate to a buyer in this
→ state, unless the retailer ensures that the buyer receives the refund or rebate within
30 days after satisfying the conditions of the retailer's offer.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

INS 1-6

3 SECTION 1. 100.179 of the statutes is created to read:

4 100.179 Mail-in rebates; deadline for fulfillment. No retailer may offer
5 to refund or rebate to a buyer in this state all or a portion of the sale price of goods
6 unless the retailer ensures that the buyer receives the refund or rebate within 30
7 days after the buyer satisfies the conditions of the retailer's offer.

8 SECTION 2. Effective date.

BILL

SECTION 2

1 (1) This act takes effect on the first day of the 6th month beginning after the
2 effective date of this subsection.

3 SECTION 3. Initial applicability.

4 (1) This act first applies to sales of goods occurring on the effective date of this
5 subsection.

6 (END)

2005-2006 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-4207/2ins
CTS:.....

1 **Insert 1-6:**

2 [✓]
 ^{NOT} all of the following apply:

3 (1) The retailer allows the buyer not less than 30 days from the date on which
4 the buyer purchases the goods from the retailer in which to satisfy the conditions of
5 the retailer's offer.

6 (2)

Sundberg, Christopher

From: Dauscher, Sara
Sent: Friday, December 16, 2005 4:36 PM
To: Sundberg, Christopher
Subject: RE: rebates draft

I think we should probably change the title to reflect that. Good catch! This should apply to all rebates. Also should it say something about the time given to consumers to add in? (I don't know if it should or not, but just wanted to double check.)

Thanks very much for your patience with our changes and for your help in speeding this along. I know Tom really appreciates it, too.

Thanks, and have a good weekend.
Sara

Sara S. Dauscher
Office of Representative Tom Nelson
418 North, State Capitol
Madison, WI 53708

608.266.2418
sara.dauscher@legis.state.wi.us

From: Sundberg, Christopher
Sent: Friday, December 16, 2005 4:26 PM
To: Dauscher, Sara
Subject: rebates draft

After the draft went out, I looked at the title "Mail-in rebates; deadline for fulfillment" and realized this ought to be re-drafted. The title isn't really accurate, and raises an important question about the scope of the bill. Is the intent to limit the bill to mail-in rebates, or should it apply even to a rebate that doesn't require the consumer to mail something in? It strikes me that there may be some kind of rebates (instant? on-line?) that don't require mailing but that you might want to require fulfill the offer within 30 days. If so, the substance is correct, but the title is wrong. On the other hand, if you want to regulate only mail-in rebates, the title is probably right, but it need substance to back it up.

Let me know what you would like to do.

Christopher Sundberg
Legislative Attorney
Legislative Reference Bureau
(608) 266-9739
christopher.sundberg@legis.state.wi.us



State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-4207/3
CTS:lmk&jld:jf
RMNA

12/19/05

Due: soon, please

2005 BILL

Regen

1 AN ACT *to create* 100.179 of the statutes; **relating to:** regulating certain rebate
2 and refund offers.

Analysis by the Legislative Reference Bureau

This bill prohibits a retailer from offering a refund or rebate to a buyer in this state, unless the retailer allows the buyer 30 days after purchasing the goods to satisfy the conditions of the retailer's offer and ensures that the buyer receives the refund or rebate within 30 days after satisfying the conditions.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 SECTION 1. 100.179 of the statutes is created to read:

4 100.179 Mail-in rebates; deadline for fulfillment. No retailer may offer
5 to refund or rebate to a buyer in this state all or a portion of the sale price of goods
6 unless all of the following apply:

7 (1) The retailer allows the buyer not less than 30 days from the date on which
8 the buyer purchases the goods from the retailer to satisfy the conditions of the
9 retailer's offer.

③ → Rebate and refund offers by retailers

BILL

SECTION 1

(2) The retailer ensures that the buyer receives the refund or rebate within 30 days after the buyer satisfies the conditions of the retailer's offer.

SECTION 2. Effective date.

(1) This act takes effect on the first day of the 6th month beginning after the effective date of this subsection.

SECTION 3. Initial applicability.

(1) This act first applies to sales of goods occurring on the effective date of this subsection.

(END)

Basford, Sarah

From: Rep.Nelson
Sent: Tuesday, December 20, 2005 1:35 PM
To: LRB.Legal
Subject: Draft review: LRB 05-4207/3 Topic: Require rebates be fulfilled in 30 days

It has been requested by <Rep.Nelson> that the following draft be jacketed for the ASSEMBLY:

Draft review: LRB 05-4207/3 Topic: Require rebates be fulfilled in 30 days